

# **BEYER WEAVER & THOMAS, LLP**

INTELLECTUAL PROPERTY LAW  
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## **FACSIMILE COVER SHEET**

February 23, 2005

**Receiver:** Examiner Stockton (USPTO Central Fax)

**TEL #:**

**FAX #:** 571-273-8300

**Sender:** James E. Austin  
**Our Ref. No.:** CHIRP018R

**RE:** Application No.: 10/757,347

**Attached:** Response dated November 22, 2004 and return stamped postcard

**Pages Including Cover Sheet(s):** 14

**MESSAGE:**

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### **CONFIDENTIALITY NOTE**

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re application of: Huebner et al.

Attorney Docket No.: CHIRP018R **RECEIVED**  
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Patent No.: 6,291,505

Examiner: Stockton, Laura

**FEB 23 2005**

Issued: September 18, 2001

Group: 1626

Title: ESTROGEN RECEPTOR  
MODULATORS

Confirmation No. 4580

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**CERTIFICATE OF FACSIMILE TRANSMISSION:**

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, Commissioner for Patents, Attn: Examiner Stockton, Fax No. 571-273-8300, Alexandria, VA 22313-1450 on: February 23, 2005.

Signed: 

Joyce L. Ferreira

**COMMUNICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:


Pursuant to our telephone conversation, please find attached a copy of the response to the office action dated July 23, 2004, that was filed with the Patent Office on November 22, 2004, and a copy of the return postcard confirming receipt of the response by the USPTO on November 24, 2004.

Entry of the response and amendment and further consideration of the application at the Examiner's earliest convenience is respectfully requested.

Please contact the undersigned at 510-663-1100 if there are any further questions regarding this matter.

Respectfully submitted,

BEYER WEAVER &amp; THOMAS, LLP

James E. Austin  
Registration No. 39,489P.O. Box 70250  
Oakland, CA 94612-0250

Docket #	CHIRP018R	By:	JEA/mmh	Date of this mailing:	November 22, 2004
Appl'n #:	10/757,347	Filing Date:	Jan. 13, 2004	Express Mail #	
Inv(s)	Huebner et al.				
Title:	ESTROGEN RECEPTOR MODULATORS				

The following have been received in the U.S. Patent Office on the date stamped hereon:

Item	Description	# Pgs
1.	Amendment Transmittal w/ certificate of mailing	
2.	Amendment Under 37 CFR 1.173(b) w/certificate of mailing	1
3.	Check No. 09936 in the amount of \$110.00	9
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Docket #	CHIRP018R	By:	JEA/nmh	Date of this mailing:	November 22, 2004
Appl'n #:	10/757,347	Filing Date:	Jan. 13, 2004	Express Mail #	
Inv(s)	Huebner et al.				
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BEYER WEAVER &amp; THOMAS, LLP

Commissioner of Patents &amp; Trademarks

11/22/2004

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11/22/2004	CHIRP018R 1 Month Extension Fee (\$110.00)	\$110.00	\$0.00	\$110.00

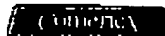
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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Huebner et al.

Attorney Docket No.: CHIRP018R

Patent No.: 6,291,505

Examiner: Stockton, Laura

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Issued: September 18, 2001

Group: 1626

FEB 23 2005

**Title: ESTROGEN RECEPTOR  
 MODULATORS**

Confirmation No. 4580

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on November 22, 2004 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: 

Mr. Mitchell-Haynes

**AMENDMENT TRANSMITTAL**

Mail Stop Reissue  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	10	MINUS	20	0	x 9 =	x 18 = 0
Independent Claims	2	MINUS	3	0	x 44 =	x 88 = 0
Multiple Dependent Claim Present and Fee Not Previously Paid					\$150.00	\$300.00
Total					\$	\$0

- ☒ Applicant(s) hereby petition for a one-month extension(s) of time to respond to the aforementioned Office Action.
- ☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 500388.
- ☒ Enclosed is our Check No. 09936 in the amount of \$110.00 to cover the additional claim fee and/or extension of time fees.
- ☒ Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 500388 (Order No. CHIRP018R).

Respectfully submitted,  
 BEYER WEAVER & THOMAS, LLP

  
 James E. Austin

Reg. No. 39,489

P.O. Box 778  
 Berkeley, CA 94704-0778